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October 31, 2023

VIA ECF

Honorable Dale Ho
United States District Court for the Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, New York 10007

RE: **Clean Energy Experts v. Nick Benhammou and Daniel Yomtobian,**
Case No. 1:23-cv-01940-RA; *Plaintiff's Letter Motion for Leave to File a Sur-
Reply in Further Support of its Opposition to Defendant Benhammou's Motion to
Dismiss (ECF 28).*

Dear Honorable Judge Ho,

Reference is made to mine of even date herewith. *See*, ECF 58.

After further consultations with counsel to Defendant Benhammou, Plaintiff represents that Defendant Benhammou does not object to Plaintiff filing the *sur-reply*, leave to file which is presently sought.

We thank counsel, the Court, and Your Honor for your attention and courtesies.

Sincerely,



Brendan T. Mahoney, Esq

CC:

ALL COUNSEL OF RECORD VIA ECF